

AN ORDINANCE OF THE BOARD OF COUNTY COMMISSIONERS OF PALM BEACH COUNTY, FLORIDA, AMENDING ORDINANCE NUMBER 89-2 (ANIMAL REGULATION ORDINANCE) BY AUTHORIZING THE IMPOSITION OF FEES FOR RABIES SURVEILLANCE PROGRAM; PROVIDING FOR AN ANIMAL BITE COORDINATOR INVESTIGATION FEE; PROVIDING FOR A FIELD OFFICER INVESTIGATION FEE; PROVIDING FOR A TRANSPORTATION FEE; PROVIDING FOR A QUARANTINE RELEASE FEE; PROVIDING FOR REPEAL OF LAWS IN CONFLICT; PROVIDING FOR SEVERABILITY; PROVIDING FOR INCLUSION IN THE CODE OF LAWS AND ORDINANCES; PROVIDING FOR AN EFFECTIVE DATE.

WHEREAS, Section 125.01, Florida Statutes, authorizes the Board of County Commissioners of Palm Beach County, Florida to provide and maintain for the citizens of said county standards which insure their health, welfare and well being; and

WHEREAS, the Board of County Commissioners finds and declares that the provision of a rabies control program is in the best interests of the citizens of said county; and

WHEREAS, funding from the State of Florida has been dramatically reduced, requiring the County to contribute local funds to said program in order to adequately provide for a rabies control program in Palm Beach County; and

WHEREAS, the County is pursuing the restoration of adequate levels of funding from the State of Florida, to fulfill the State's legal responsibility, in order to provide for a rabies control program in Palm Beach County.

NOW, THEREFORE, BE IT ORDAINED BY THE BOARD OF COUNTY COMMISSIONERS OF PALM BEACH COUNTY, FLORIDA, that:

SECTION 1. Section 16 is hereby amended by adding subsection E. and F. as follows:

E. The following fees shall be imposed, in amounts set forth by Resolution of the Board, for carrying out the rabies control program:

1. Animal Bite Coordinator Investigation Fee.
Owners of animals which have been reported to have bitten any person shall be charged an Investigation Fee, when the Animal Bite

Coordinator is able to obtain all necessary information by telephone, correspondence or records at Animal Care & Control, to determine the vaccination status and quarantine requirements for the animal. Such fee shall not be assessed in those instances where the owner and the victim are the same, or within the immediate family, or living in the same household, and the animal has a current rabies vaccination.

2. Field Officer Investigation Fee. Owners of animals which have been reported to have bitten any person shall be charged an Investigation Fee, when the Animal Bite Coordinator is not able to obtain all necessary information pursuant to subsection 1. above, and an Animal Control Officer is dispatched to do a field investigation.

3. Transportation Fee. Owners of animals which have been reported to have bitten any person and who are required to have such animal quarantined at an approved quarantine facility shall be charged a Transportation Fee, when the owner has failed to transport said animal to a quarantine facility within 24 hours after notification of said requirement, requiring transportation by Animal Care & Control.

4. Quarantine Release Fee. At the end of each quarantine period for rabies observation, owners of animals which have been reported to have bitten any person are required to call Animal Care & Control to verify that the animal reported to have bitten any person is alive and healthy to assure that it is free of a rabies infection. A Quarantine Release fee shall be charged when the owner fails to call, and Animal Care & Control was unsuccessful at reaching the owner by phone within 48 hours following the expiration of the quarantine period, requiring the dispatch of an officer to observe the animal.

F. An invoice reflecting fees imposed pursuant to this Resolution shall be sent to the owner of the animal. Payment shall be made by the owner within thirty days of receipt of said invoice. Failure to pay within such time shall constitute a violation of this Ordinance, punishable as provided in section 30 of this

Ordinance.

SECTION 2. REPEAL OF LAWS IN CONFLICT

All local laws and ordinances applying to the unincorporated area of Palm Beach County in conflict with any provision of this ordinance are hereby repealed to the extent of any conflict.

SECTION 3. SEVERABILITY

If any section, paragraph, sentence, clause, phrase, or word of this ordinance is for any reason held by the Court to be unconstitutional, inoperative or void, such holding shall not affect the remainder of this ordinance.

SECTION 4. INCLUSION IN THE CODE OF LAWS AND ORDINANCES

The provision of this ordinance shall become and be made a part of the code of laws and ordinances of Palm Beach County, Florida. The Sections of the ordinance may be renumbered or relettered to accomplish such, and the word "ordinance" may be changed to "section," "article," or any other appropriate word.

SECTION 5. EFFECTIVE DATE

The provisions of this ordinance shall become effective upon receipt of acknowledgement by the Secretary of State.

APPROVED AND ADOPTED by the Board of County Commissioners of Palm Beach County, on the 21st day of April, 19 92

PALM BEACH COUNTY, FLORIDA,
BY ITS BOARD OF COUNTY COMMISSIONERS

By [Signature]
Chair

APPROVED AS TO FORM AND
LEGAL SUFFICIENCY

[Signature]
COUNTY ATTORNEY

MILTON T. BAUER, CLERK
Board of County Commissioners
By [Signature]
DEPUTY CLERK
BOARD OF COUNTY COMMISSIONERS
PALM BEACH COUNTY, FLORIDA

Acknowledgement by the Department of State of the State of Florida, on this, the 27th day of April, 19 92.

EFFECTIVE DATE: Acknowledgement from the Department of State received on the 1st day of May, 19 92, at 12:00 NOON P.M. and filed in the Office of the Clerk of the Board of County Commissioners of Palm Beach County, Florida.

STATE OF FLORIDA, COUNTY OF PALM BEACH
The ex-officio Clerk of the Board of County Commissioners
certifies that this ordinance was duly adopted and filed in my office on 4-21-92
DATED at West Palm Beach, FL on 5-6-92
Clerk, BCC
By: [Signature] D.C.